UNITED STATES BANKRUPTCY COURT

Caption in Compliance with D.N.J. LBR 9004-1(b) STERN, LAVINTHAL & FRANKENBERG, LLC

105 Eisenhower Parkway, Suite 302

DISTRICT OF NEW JERSEY

Roseland, NJ 07068 Phone: (973) 797-1100 Fax: (973) 228-2679

Email: mcozzini@sternlav.com Attorney for Secured Creditor, Carrington Mortgage Services, LLC

By Maria Cozzini, Esq.

In Re:

Verona Ricketts

Debtor(s).

Order Filed on March 28, 2022

Order Filed on March 28, 202 by Clerk U.S. Bankruptcy Court District of New Jersey

Case No.: 19-14630-MBK

Chapter: 13

Hearing Date:

Judge: Michael B. Kaplan

ORDER RESOLVING CREDITOR'S CERTIFICATION OF DEFAULT WITH CONDITIONS

The relief set forth on the following pages, numbered two (2) through three (3) is **ORDERED**

DATED: March 28, 2022

Honorable Michael B. Kaplan United States Bankruptcy Judge

Case 19-14630-MBK Doc 150 Filed 03/31/22 Entered 04/01/22 00:12:45 Desc Imaged Certificate of Notice Page 2 of 5

Page | 2

Debtor: Verona Ricketts Case No.: 19-14630-MBK

Caption: Order Resolving Creditor's Certification of Default

Applicant: Carrington Mortgage Services, LLC
Applicant's Counsel: Stern Lavinthal & Frankenberg, LLC

Debtor's Counsel: Steven J. Abelson, Esq.

Property Involved ("Collateral"): 33 Hawthorne Lane, Willingboro, NJ 08046

Relief sought:

✓ Motion for relief from the automatic stay

Motion to dismiss

Motion for prospective relief to prevent imposition of automatic stay against the collateral by debtor's future bankruptcy filings

For good cause shown, it is **ORDERED** that Applicant's Motion(s) is (are) resolved, subject to the following conditions:

- 1. Status of post-petition arrearages:
 - The Debtor is overdue for <u>20</u> months for <u>May</u>, <u>2020</u> through <u>January 2021</u>
 - The Debtor is overdue for 17 payments at \$1,490.75.
 - The Debtor is overdue for $\underline{4}$ payments at $\underline{\$1,505.24}$.
 - Less Funds held in debtor(s) suspense \$415.32
 - Creditor acknowledges receipt of payment in the amount of \$1,575.00, received after the Notice of Default was filed

Total Arrearages Due \$29,373.39

- 2. Debtor must cure all post-petition arrearages, as follows:
 - Immediate payment shall be made in the amount of \$12,000.00. Payment shall be made no later than February 15, 2022.
 - Creditor agrees to have balance of arrearages in the amount of \$17,373.39 placed into the <u>Debtor's Chapter 13 Plan</u>, which amount will be paid to the Creditor over the life of the Plan.
 - Beginning on <u>February 1, 2022</u>, regular monthly mortgage payments shall continue to be made in the amount \$1,505.24.

Case 19-14630-MBK Doc 150 Filed 03/31/22 Entered 04/01/22 00:12:45 Desc Imaged Certificate of Notice Page 3 of 5

Page | 3

Debtor: Verona Ricketts Case No.: 19-14630-MBK

Caption: Order Resolving Creditor's Certification of Default

3. Payments to the Secured Creditor shall be made to the following address(es):

✓ Immediate payment: Carrington Mortgage Services, LLC

P.O. Box 660586

Dallas, TX 75266-0586

✓ Regular monthly payment: Carrington Mortgage Services, LLC

P.O. Box 660586

Dallas, TX 75266-0586

✓ Monthly cure payment: Carrington Mortgage Services, LLC

P.O. Box 660586

Dallas, TX 75266-0586

4. In the event of Default:

✓ If the Debtors fail to make the immediate payment specified above or fail to make any regular monthly payment or the additional monthly cure payment within thirty (30) days of the date the payments are due, then the Secured Creditor may obtain an Order Vacating the Automatic Stay as to the Collateral by filing, with the Bankruptcy Court, a Certification specifying the Debtors' failure to comply with this Order. At the time the Certification is filed with the court, a copy of the Certification shall be sent to the Chapter 13 Trustee, the Debtors, and the Debtors' attorney.

If the bankruptcy case is dismissed, or if the automatic stay is vacated, the filing of a new bankruptcy case will not act to impose the automatic stay against the Secured Creditor's opportunity to proceed against its Collateral without further Order of the Court.

- 5. Award of Attorneys' Fees:
 - ✓ The Applicant is awarded attorney's fees of \$500.00 The fees and costs are payable:
 - ✓ through the Chapter 13 plan.

to the Secured Creditor within days.

Attorneys' fees are not awarded.

Case 19-14630-MBK Doc 150 Filed 03/31/22 Entered 04/01/22 00:12:45 Des Imaged Certificate of Notice Page 4 of 5

United States Bankruptcy Court District of New Jersey

In re: Case No. 19-14630-MBK

Verona Ricketts Chapter 13

Debtor

CERTIFICATE OF NOTICE

District/off: 0312-3 User: admin Page 1 of 2
Date Rcvd: Mar 29, 2022 Form ID: pdf903 Total Noticed: 1

The following symbols are used throughout this certificate:

Symbol Definition

Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS

regulations require that automation-compatible mail display the correct ZIP.

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Mar 31, 2022:

Recipi ID Recipient Name and Address

db + Verona Ricketts, 33 Hawthorne Lane, Willingboro, NJ 08046-1717

TOTAL: 1

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI).

NONE

BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, *duplicate of an address listed above, *P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

NONE

NOTICE CERTIFICATION

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Mar 31, 2022 Signature: /s/Joseph Speetjens

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on March 29, 2022 at the address(es) listed

below:

Name Email Address

Albert Russo

docs@russotrustee.com

Albert Russo

on behalf of Trustee Albert Russo docs@russotrustee.com

Eamonn O'Hagan

on behalf of Creditor United States of America (Internal Revenue Service) eamonn.ohagan@usdoj.gov

Gavin Stewart

on behalf of Creditor Toyota Motor Credit Corporation bk@stewartlegalgroup.com

Harold N. Kaplan

on behalf of Creditor CARRINGTON MORTGAGE SERVICES LLC hkaplan@rasnj.com, informationathnk@aol.com

John R. Morton, Jr.

on behalf of Creditor Thrift Investment Corporation ecfmail@mortoncraig.com mortoncraigecf@gmail.com

Case 19-14630-MBK Doc 150 Filed 03/31/22 Entered 04/01/22 00:12:45 Desc Imaged Certificate of Notice Page 5 of 5

District/off: 0312-3 User: admin Page 2 of 2
Date Rcvd: Mar 29, 2022 Form ID: pdf903 Total Noticed: 1

Justin Harris Sperling

on behalf of Debtor Verona Ricketts jsperling@akplaw.net

Maria Cozzini

on behalf of Creditor CARRINGTON MORTGAGE SERVICES LLC mcozzini@sternlav.com

Rebecca Ann Solarz

on behalf of Creditor Toyota Motor Credit Corporation rsolarz@kmllawgroup.com

Steven J. Abelson

on behalf of Debtor Verona Ricketts sjaesq@atrbklaw.com atrbk1@gmail.com;r49787@notify.bestcase.com

U.S. Trustee

USTPRegion03.NE.ECF@usdoj.gov

TOTAL: 11